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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

BENIGNA ANDRADE-MAGANA,

Case No. 3:12-cv-0460-AC

Plaintiff,

Defendants ReconTrust Company, N.A. and
Federal Home Loan Mortgage Corporation's
**MOTION TO DISMISS PLAINTIFF'S
COMPLAINT**

v.

**RECONTRUST COMPANY, N.A. and
FEDERAL HOME LOAN MORTGAGE
CORPORATION,**

Pursuant to Fed. R. Civ. P. 12(b)(1) and
12(b)(6)

Defendants.

ORAL ARGUMENT REQUESTED

LR 7-1 CERTIFICATE OF COMPLIANCE

Counsel for defendants ReconTrust Company, N.A. and Federal Home Loan Mortgage Corporation (collectively "defendants") certifies that she attempted to confer in good faith with plaintiff's counsel. The parties were not able to resolve this dispute.

MOTION

Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), defendants by and through their counsel of record respectfully move this Court to dismiss the Plaintiff's Complaint

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with prejudice for lack of subject matter jurisdiction or failure to state a claim for which relief can be granted.

This motion is supported by defendants' accompanying Memorandum of Law in Support of the Motion to Dismiss, containing a recitation of facts and a memorandum of law, the Request for Judicial Notice, the Declaration of Kristen L. Tranetzki in Support of Defendants' Request for Judicial Notice, and the files and records of this case.

DATED: May 18, 2012

LANE POWELL PC

By /s/ Kristen L. Tranetzki

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